



City Council Agenda

Council President
Tom Boyajian

Councilmembers

Garry Bredefeld, Acting Council President
Chris Mathys,
Henry Perea

Sal Quintero
Daniel Ronquillo
Ken Steitz

City Manager
Jeffrey M. Reid

City Clerk
Rebecca E. Klisch

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

TUESDAY, MAY 23, 2000

IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. THE AGENDA IS AVAILABLE ON (www.ci.fresno.ca.us). THE COUNCIL MEETING CAN ALSO BE HEARD LIVE AT THE SAME WEB SITE ADDRESS.

8:30 A.M.

JOINT MEETING WITH THE REDEVELOPMENT AGENCY

Approve Agency minutes of May 16, 2000

Action Taken:

- A. CONTINUED HEARING** to consider financing alternatives for implementing existing agreements between the City and The GAP Inc., including the following agreements, and related agreements and documents, regarding matters relating to the proposed development of a distribution center and office development proposed by the GAP Inc., on 70.25 acres of property located northerly of Airway Boulevard and east of Peach Avenue, in the Airport Area Revitalization Redevelopment Project Area

Action Taken:

- 1. RESOLUTION** - Approving a Real Property Acquisition Agreement and joint escrow instructions between the Redevelopment Agency and the City of Fresno (***Council and Agency action***)
Action Taken:
- 2. RESOLUTION** - Approving a Disposition and Development Agreement (DDA) between the Redevelopment Agency and the GAP Inc., a Delaware Corporation and making certain findings pursuant to Health and Safety Code Section 33433 (***Council and Agency action***)
Action Taken:

8:30 A.M.

JOINT MEETING WITH THE REDEVELOPMENT AGENCY

3. **RESOLUTION** - Approving a Reimbursement Agreement between the City of Fresno and the Redevelopment Agency relating to the relocation of a storm drainage basin and installation of related off-site storm drainage improvements necessary for the conveyance of certain property for the development of the distribution and office facility, and making certain findings pursuant to Health and Safety Code Section 33445
(Council and Agency action)
Action Taken:

GENERAL ADMINISTRATION

- B. Update on Regional Medical Center - Member Mathys
Action Taken:
- C. Direct Redevelopment Agency Executive Director to initiate work to issue a bond for funding implementation of public improvements to support the Uptown Redevelopment Project Area in the range of \$1 million to \$1.5 million in FY 2001 - Chair Ronquillo
Action Taken:

ADJOURN AGENCY

9:00 A.M. COUNCIL ROLL CALL

Invocation by Pastor Greg Gebhart of Grace Church of the Nazarene

Pledge of Allegiance to the Flag

Proclamation of "CORNELIUS A. "DUTCH" WARMERDAM DAY" - Councilmember Quintero

Presentation of Resolutions of Commendation to Tenaya Middle School's Volleyball Team for winning the Fresno Unified Tournament Championship - Councilmember Mathys

Proclamation of "WATER AWARENESS MONTH BUSINESS CUSTOMER RECOGNITION DAY"- THE TRAVELODGE-KNIGHTS INN MOTEL

Proclamation of "WOMEN'S LEAGUE OF THE FRESNO ART MUSEUM DAY" - Council President Boyajian

COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA. FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.

THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.

Approve minutes of May 16, 2000

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS

9:15 A.M. Appearance by Warren Michael Zimmerly to discuss development in the City of Fresno

Action Taken:

9:30 A.M. HEARING to consider Plan Amendment No. A-00-01 and Rezoning Application No. R-00-03 and related Environmental Assessment No. A-00-01/R-00-03/S-00-48, filed by David K. Ruschhaupt, for 1.09 acres of property located on the east side of S. Chestnut Avenue both north and south of the E. Byrd Avenue alignment

Action Taken:

1. Consider Environmental Assessment/Negative Declaration No. A-00-01/R-00-03/S-00-48

Action Taken:

2. **RESOLUTION** - Amending the Roosevelt Community Plan

Action Taken:

3. **BILL** - Amending the Official Zone Map to rezone from AE-5/UGM and T-P/UGM zone districts to the M-1/UGM zone district

Action Taken:

9:45 A.M. HEARING to consider adoption of the ordinance relating to Text Amendment No. TA-00-01

1. * **BILL NO. B-34 (Intro. 5/16/00)** - Consider Text Amendment No. TA-00-01 to the text of the Fresno Municipal Code and related environmental findings, related to fencing in the front yard setback areas

Action Taken:

10:00 A.M. Appearance by the owner and manager of Fresno Falcons to discuss the renewal of the Lease Agreement - Councilmember Perea

Action Taken:

1. Approval of deal points for negotiation of new License Agreement with Hockey League and direction to staff to negotiate License Agreement with Hockey League - Councilmember Perea

Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

10:15 A.M. Presentation by Council of Governments on Highway 99 Beautification Study

Action Taken:

10:30 A.M. **WORKSHOP** on transit issues and related Federal/Air Quality Mandates - Councilmember Perea

Action Taken:

1. Request staff to continue purchase of diesel buses through the Council of Governments, or
2. Request staff to revise Council of Government application to reflect the purchase of natural gas buses

Action Taken:

11:00 A.M.#1 Appearance by three (3) McCardle School students to present recommendations that will reduce garbage and increase recycling

Action Taken:

11:00 A.M.#2 Award a contract for Fresno Yosemite International Airport Terminal/Concourse Expansion Project

Action Taken:

11:10 A.M. Direct City Manager to maintain park at Divisadero/Broadway according to Council direction - Councilmember Ronquillo

Action Taken:

11:15A.M. * RESOLUTION - Authorizing the issuance of City of Fresno, California Taxable Pension Obligation Bonds, refunding Series A, B, C and D of 2000 (Auction Rate Bonds); approving the form of and authorizing the execution and delivery of a Supplemental Trust Agreement and each of the exhibits attached thereto, an Escrow Agreement, a Continuing Disclosure Certificate, one or more Contracts of Purchase, a Preliminary Official Statement and an Official Statement; and authorizing other matters relating thereto

Action Taken:

11:30 A.M.#1 **DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)**

11:30 A.M.#2 **CLOSED SESSION**

A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION -
Government Code Section 54956.9, Subdivision (b)

Significant Exposure to Litigation:

1. Claim of Cheryl Hart v. City of Fresno
2. City of Fresno v. Patriot Homes - Councilmember Mathys

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

2:00 P.M. - 5:00 P.M. CONTINUED BUDGET HEARINGS

- A. * **RESOLUTION** - Adoption of the Fiscal Year 2000-2001 City of Fresno budget and the Community Development Block Grant (CDBG) budget including the Annual Appropriations Resolution (AAR), Position Authorization Resolution (PAR), Salary Resolution, Master Fee Schedule (MFS), Property Tax Override (PTO) Ordinance, and selection of the GANN Limit Methodology
Action Taken:
- B. * **RESOLUTION** - Adopting the FY 2000-2001 Position Authorization Resolution (PAR)
Action Taken:
- C. * **RESOLUTION** - Adopting the 370th amendment to the Master Fee Schedule (MFS) Resolution No. 80-420
Action Taken:
- D. * **BILL - (For introduction and adoption)** Adopting the Property Tax Override (PTO) Ordinance
Action Taken:
- E. * **RESOLUTION** - Establishing rates for the application of City employees compensation rates and schedules and related requirements, and establishing compensation rates and schedules (FY 2000-2001 Salary Resolution)
Action Taken:
- F. Overview of Pension Bond Restructuring Plan
Action Taken:

2:00 P.M. - 5:00 P.M. CONTINUED BUDGET HEARINGS

- Convention Center
 - Department of Public Utilities
 - City Attorney's Office
 - Department of Housing and Neighborhood Revitalization
- Action Taken:**

- 5:00 P.M. HEARING** on City of Fresno FY 2001 annual action plan for the Community Development Block Grant (CDBG), Home Investment Partnership (HOME) and Emergency Shelter Grant (ESG) program funds
Action Taken:

1A. GENERAL CONSENT CALENDAR

(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 11:30 A.M.)

1. **RESOLUTION** - Approving the submittal of a grant funding request to the California Department of Conservation for the funding cycle of 1999/2000

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

Action Taken:

1A. GENERAL CONSENT CALENDAR CONTINUED

2. * **RESOLUTION** - 102nd amendment to AAR No. 99-181 appropriating \$3,600 of First Responder Fees collected for First Responder Program Equipment (***Requires 5 affirmative votes***)
Action Taken:
3. * **RESOLUTION** - 103rd amendment to AAR No. 99-181 appropriating \$16,500 obtained from the State Office of Traffic Safety and from Madera County for the cost of emergency generators purchased for the fire repair shop (***Requires 5 affirmative votes***)
Action Taken:
4. Reject all bids for five (5) new electric golf carts
Action Taken:
5. Award a contract for two (2) new combination sewer vacuum trucks
Action Taken:
6. Authorize disposal of surplus equipment
Action Taken:
7. Authorization to submit a pre-application and application for Federal FY 2000 Airport Improvement Program (AIP) funding for Fresno Yosemite International Airport for the terminal concourse expansion and airside/landside projects
Action Taken:
8. Authorization to submit an application for Federal FY 2000 Airport Improvement Program (AIP) funding for Fresno Yosemite International Airport FAR Part 150 Noise Compatibility Program
Action Taken:
9. Authorization to submit a pre-application and application for Federal FY 2000 Airport Improvement Program (AIP) funding for design and construction of air cargo taxiways and air cargo aprons and associated drainage at the Fresno Yosemite International Airport
Action Taken:
10. Authorization to submit a pre-application and application for Federal FY 2000 Airport Improvement Program (AIP) funding for Fresno-Chandler Downtown Airport Project No. 3-06-0088-04
Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

1A. **GENERAL CONSENT CALENDAR CONTINUED**

11. **RESOLUTION** - Authorizing submittal of a Land and Water Conservation Fund Program grant application for Roeding Park children's play equipment, picnic tables, benches and barbeques
Action Taken:
12. Approve an Amendment to the Lease Agreement with Fresno Arts Center
Action Taken:
13. **RESOLUTION** - Authorizing and directing the Public Works Director to execute on behalf of the City a document granting an easement over certain City-owned property to Pacific Gas and Electric Co. (PG&E), property located on the east side of N. Marks Avenue south of W. San Jose Avenue
Action Taken:
14. **RESOLUTION** - Initiating proceedings for the annual levy of assessment for Landscaping and Lighting Maintenance District (LLMD) No. 1 and approving the City Engineer's Report
Action Taken:
a. * **RESOLUTION** - To levy and collect the annual assessment for Landscaping and Lighting Maintenance District (LLMD) No. 1
Action Taken:
15. Approve Professional Services Agreement with Blair, Church and Flynn Consulting Engineers for investigation and project study report on a new 66-inch diameter trunk sewer on N. Avenue from Maple to Fruit Avenues
Action Taken:
16. Award a contract for concrete improvements in various locations in District No. 1 (W. Terrace, N. College and N. Poplar)
Action Taken:
17. Approve agreement with the State of California Fish and Game Department for "Fishing in the City" partnership
Action Taken:
18. Approve Lease Agreement with the 21st District Agricultural Association for southeast corner of Maple and Butler Avenues
Action Taken:

1B. **CONSENT CALENDAR - BILL FOR INTRODUCTION - PINK TABS**

2. **PLANNING AND ZONING ADMINISTRATION**

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

3. **GENERAL ADMINISTRATION**

- A. Status report and direction on the Northeast Police Substation

Action Taken:

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

- A. * **RESOLUTION** - 105th Amendment to AAR No. 99-181 appropriating \$1,000 of District 5's general fund infrastructure budget to fund the Veterans' Crisis Program's Stand Down for Homeless Vets Event - Councilmember Quintero (***Requires 5 affirmative votes***)

Action Taken:

- B. Direct City Manager to complete the agreement with BFI by having the City continue billing the residents of the Calwa Water District and BFI will continue servicing the area until the contract expires. Make the changes to the boundaries when the contract is either re-negotiated or a new Request For Proposal (RFP) is issued - Councilmember Quintero

Action Taken:

- C. * **RESOLUTION** - 106th amendment to AAR No. 99-181 appropriating \$100.00 of District 2's general fund operating support budget to fund the American Association of Retired Persons (AARP) annual trip to the Chaffee Zoo on June 10, 2000 - Councilmember Mathys (***Requires 5 affirmative votes***)

Action Taken:

- D. * **RESOLUTION** - 107th amendment to AAR No. 99-181 appropriating \$5,100 of District 3's general fund infrastructure budget to fund after-school homework programs at elementary schools - Councilmember Ronquillo (***Requires 5 affirmative votes***)

Action Taken:

- E. Review staff report and request City Manager to classify additional staff position for each council district office as a permanent City employee - Council President Boyajian and Acting President Bredefeld

Action Taken:

- F. Determining whether to set Council hearing regarding Planning Commission's decision to issue the Conditional Use Permit Application No. C-00-031, filed by Daniel Bond, on behalf of Saint Agnes Medical Center, for property located at 1303 E. Herndon Avenue - Acting President Bredefeld

Action Taken:

- G. Request City Manager to provide complete list of all pending labor contracts - Council President Boyajian

Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

6. **CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

7. **UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

SCHEDULED COUNCIL HEARINGS AND MATTERS

- May 30 - 9:00 A.M. BUDGET HEARINGS**
Parks, Recreation and Community Services
Public Works Department
Transportation
Department of Administrative Services
Information Systems Division
- June 6 - 9:30 A.M. HEARING** re: CFD No. 2, Annexation No. 21, Tract No. 4314
- June 6 - 10:00 A.M. HEARING** re: Rezone Appl. R-00-09, filed by N.O.A.H., property located on the west side of N. Eleventh between. McKinley and Home Avenues
- June 6 - 10:05 A.M.. HEARING** re: Rezone Appl. R-00-10, filed by N.O.A.H., property located on the west side of N. Eleventh between. McKinley and Home Avenues
- June 6 - 10:30 A.M. TEFRA HEARING** re: Airport Revenue Bonds
- June 13 - 4:30 P.M. HEARING** on Planning Commission's action on CUP C-99-223, filed by G. Singh, convenience store at N. Fruit and W. Clinton
- June 20 - 9:30 A.M. HEARING** re: P.A. No. A-99-31, Rezone Appl. No. R-99-46, filed by Edwin and Norma Lobe
- June 27- 10:00 A.M. HEARING** re: LLMD No. 1 2000 - 2001 annual assessment
- July 4 - NO MEETING COUNCIL VACATION**
- July 11 - NO MEETING COUNCIL VACATION**
- July 18 - 9:45 A.M. HEARING** re: P.A. No. A-99-36, Rezone Appl. No. R-99-51, filed by George Adams
- July 25 - 10:00 A.M. HEARING** re: Code Enforcement's annual assessment
- Aug. 1 - NO MEETING COUNCIL VACATION**
- Aug. 8 - NO MEETING COUNCIL VACATION**
- Sept. 5 - NO MEETING COUNCIL VACATION**

**ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION*

Sept. 12 - NO MEETING COUNCIL VACATION

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***